

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

BRITTNEY MCDOUGLE, INDIVIDUALLY, AND
ON BEHALF OF THE HEIRS
AND WRONGFUL DEATH BENEFICIARIES
OF MICHAEL D. MCDOUGLE, SR., DECEASED

PLAINTIFF

VS.

CIVIL ACTION NO. 3:15-cv-00350-CWR-FKB

NESHOPA COUNTY, MISSISSIPPI, ET AL.

DEFENDANTS

AFFIDAVIT OF SCOTT CUNNINGHAM

1. My name is Scott Cunningham. I am a resident of Mississippi and reside in Meridian, Mississippi. I am above the age of 21 and have knowledge of the facts set forth in this affidavit.

2. On November 1, 2014, I was incarcerated at the Neshoba County Jail and worked as a trusty.

3. I was in the hallway next to the booking area of the jail when the police officers carried Michael "Lolo" McDougale from the sallyport door to the isolation cell.

4. A short time later, EMTs evaluated McDougale in his cell. It appeared that they thought McDougale was fine, and they did not take him to the hospital.

5. I never heard the EMTs or any of the officers at the jail state that McDougale needed additional medical attention.

6. I never heard McDougale make any statements regarding his medical condition.

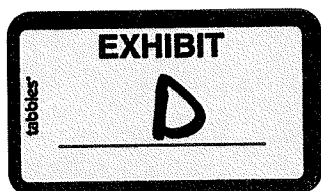
7. I never heard McDougale ask for help or any additional medical treatment.

8. ~~I saw officers take McDougale water on at least one occasion whenever he asked~~
Det. McWilliams come to the trusty grounds & told me he took

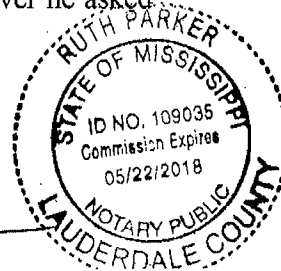
for it.

{D0624352.1}

Kenneth Scott Cunningham
9-7-16



Ruth Parker
9-7-16



9. I did not speak with any of the jail officers that night about Mr. McDougale or his condition.

10. I am not aware of any officer, jailer, or anyone else ever hitting, punching, beating, striking, or engaging in any other form of violence or mistreatment toward McDougale while he was at the jail. I also am not aware of anyone using a taser on McDougale while he was at the jail.

11. I never went inside McDougale's cell while he was at the jail. I also did not go into his cell on the morning of November 2, 2014, after McDougale was removed from the jail.

Further Affiant saith not.


SCOTT CUNNINGHAM

SWORN TO AND SUBSCRIBED BEFORE ME, this the 7 day of September, 2016.


NOTARY PUBLIC

My commission expires:

05-22-18

